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6 UNITED STATES DISTRICT COURT  
7 WESTERN DISTRICT OF WASHINGTON  
8 AT TACOMA

9 UNITED STATES OF AMERICA,

10 Plaintiff,

11 v.

12 BILLY JIM SWANN,

13 Defendant.

CASE NO. 3:17-CR-5269RJB

ORDER DENYING EMERGENCY  
MOTION

14 This matter comes before the Court on the Emergency Motion for Order, Recinding (sic)  
15 Order to Report to Federal Bureau of Prisons Due to Constitutional Error and Violation by this  
16 Court (Dkt. 85). The court is familiar with the records and files herein, the motion filed *pro se*  
17 by defendant and the Government's Response (Dkt. 87), and is fully advised.

18 Mr. Swann's motion is based on the theory and argument that his speedy trial rights were  
19 violated. The record indicates that there was no speedy trial Constitutional violation, and  
20 accordingly, the motion should be denied. Therefore, it is now

21 ORDERED that the Emergency Motion for Order, Recinding (sic) Order to Report to  
22 Federal Bureau of Prisons Due to Constitutional Error and Violation by this Court (Dkt. 85) is  
23 DENIED.  
24

ORDER

1           The Clerk is directed to send uncertified copies of this Order to all counsel of record and  
2 to any party appearing *pro se* at said party's last known address.

3           Dated this 3<sup>rd</sup> day of October, 2018.

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5           ROBERT J. BRYAN  
6           United States District Judge